

RESOLUTION NO. A-_____

1 WHEREAS, the Administrative Final Plat of Wenzl Addition has been
2 submitted to the City of Lincoln for approval by the Planning Director on property
3 generally located at N. 48th Street and Doris Bair Circle; and

4 WHEREAS, the Planning Director's conditions of approval of said
5 Administrative Final Plat required that the subdivider install sidewalks, street trees,
6 street improvements and dedication of additional right-of-way within said Administrative
7 Final Plat; and

8 WHEREAS, the subdivider has requested a modification to waive said
9 requirements pursuant to § 26.31.010 of the Lincoln Municipal Code; and

10 WHEREAS, the Planning Commission has reviewed said request and has
11 recommended conditional approval of the waivers of sidewalks and street
12 improvements thereon; and

13 WHEREAS, the City Council finds that the strict application of all
14 requirements would result in actual difficulties or substantial hardship or injustice to the
15 property owner.

16 NOW, THEREFORE, BE IT RESOLVED by the City of Lincoln, Nebraska:

17 1. The requirement of § 26.27.020 of the Lincoln Municipal Code that streets
18 within the subdivision be paved with curb and gutters is hereby waived in North 48th
19 Street.

1 2. The requirement of § 26.27.020 of the Lincoln Municipal Code that
2 sidewalks be installed along both sides of all streets within the subdivision is hereby
3 waived along N. 48th Street, provided that the sidewalks shall be installed at the
4 owner's expense when N. 48th Street is improved by the City.

5 All other conditions for approval of the Administrative Final Plat of Wenzl
6 Addition shall remain in full force and effect.

Introduced by:

Approved as to Form & Legality:

City Attorney

Approved this ____ day of _____, 2004:

Mayor